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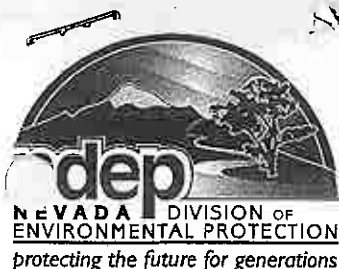
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# STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

Kenny C. Guinn, Governor

Allen Biaggi, Director

Leo M. Drozdoff, P.E., Administrator

November 16, 2005

Randall L. Jackson  
Health, Safety & Environmental Director  
DCI Management Group Ltd.  
4510 W. 63<sup>rd</sup> Terrace  
Prairie Village, KS 66208

CERTIFIED MAIL

7002 2410 0001 0429 7935

**Subject: Response to Corrective Action Plan**

**Facility:** Former Al Phillips the Cleaners Site, Former Maryland Square Shopping Center, 3661 South Maryland Pkwy, Las Vegas, NV, Facility ID: H-000086

Dear Mr. Jackson:

The Nevada Division of Environmental Protection (NDEP) has reviewed the *Corrective Action Plan* (CAP) for the referenced facility, dated October 28, 2005. The CAP states that there are data and technical obstacles to preparing a CAP for the remediation of PCE in the soil and groundwater of the referenced facility and other impacted properties. These obstacles are 1) unknown development plans for the referenced facility that may adversely impact any remedial efforts for the source area and 2) results from two pilot tests in the Las Vegas Valley for the remediation of PCE in groundwater are not yet available. Al Phillips has requested an additional 180 days to gather data to prepare a CAP and proposes monthly progress updates in the interim. The NDEP will postpone the submittal of a CAP until further notice pending the following:

- The NDEP understands that Al Phillips has had difficulty in contacting Maryland Square LLC, the current owner of the property located at 3661 South Maryland Parkway. The NDEP has spoken with the manager of Maryland Square LLC, Franklin Levy, about the future development of this property. Mr. Levy's contact information has been included as an attachment to this letter to facilitate contact between Al Phillips and Maryland Square LLC. Therefore, Al Phillips must contact the NDEP by **December 5, 2005** to discuss the implications of future development plans on any source area remedial system.
- The NDEP believes that conducting pilot studies on the referenced facility property and/or the other impacted properties is more appropriate than postponing remedial action pending results of pilot studies at other corrective action sites. Therefore, a Pilot Study work plan that addresses the dissolved groundwater contamination must be submitted by **December 29, 2005**.

Please contact the undersigned if you have any questions or comments about this letter at (702) 486-2850 ext 240 or [sharbour@ndep.nv.gov](mailto:sharbour@ndep.nv.gov).

Sincerely,

Shannon Harbour, EI  
Staff Engineer  
Remediation and LUST Branch  
Bureau of Corrective Actions, NDEP

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Randall L. Jackson  
DCI Management Group Ltd.  
H-000086, Response to Corrective Action Plan  
November 16, 2005  
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cc: Todd Croft, Bureau of Corrective Action, NDEP, Las Vegas, NV  
Travis Harmon, Boulevard Mall, 3528 S. Maryland Parkway, Las Vegas, NV 89109  
Pat Reid, Buffalo Reality, PO Box 1055, Pahrump, NV 89041  
Sonja Inglin, Jenkins & Gilchrist, LLP, 12100 Wilshire Boulevard, 15<sup>th</sup> Floor, Los Angeles, CA 90025-7120  
Scott Ball, URS Corporation, 7180 Pollock Drive, Suite 200, Las Vegas, NV 89119  
Michael Stebbins, Tomlinson Zisko LLP, 200 Page Mill Road, Palo Alto, California 94306  
Franklin Levy, Maryland Square LLC, 3355 South Las Vegas Boulevard, Las Vegas, NV 89109